

710 EAST SAN AUGUSTINE STREET

DEER PARK, TEXAS 77536

Minutes

of

THE 1467th REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF DEER PARK, TEXAS HELD IN THE CITY HALL, 710 EAST SAN AUGUSTINE STREET, DEER PARK, TEXAS ON MARCH 4, 2008 BEGINNING AT 7:30 P.M., WITH THE FOLLOWING MEMBERS PRESENT:

WAYNE RIDDLE	MAYOR
CHARLES GARRISON	COUNCILMAN
THANE HARRISON	COUNCILMAN
CHRIS RICHEY	COUNCILMAN
BLAKE BARNES	COUNCILMAN
BECKIE STOCKSTILL-COBB	COUNCILWOMAN
DEAN LAWThER	COUNCILMAN

OTHER CITY OFFICIALS PRESENT:

RONALD V. CRABTREE	CITY MANAGER
SANDRA WATKINS	CITY SECRETARY
GARY JACKSON	ASSISTANT CITY MANAGER
JIM FOX	CITY ATTORNEY

1. MEETING CALLED TO ORDER AND RECESSED - Mayor Riddle called the regular meeting to order at 7:30 p.m. and recessed the regular meeting to reconvene the joint public hearing (Grisham).
2. MEETING RECONVENED - Mayor Riddle reconvened the regular meeting at 7:40 p.m.
3. INVOCATION - The invocation was given by Councilman Richey.
4. PLEDGE OF ALLEGIANCE - Councilwoman Stockstill-Cobb led the pledge of allegiance to the United States Flag and Texas Flag.
5. AWARDING BID - GOLF CARTS - Motion was made by Councilman Lawther and seconded by Councilman Garrison to award the bid for 80 golf carts to EzGo Golf Carts, lowest acceptable bid, in the amount of \$252,720.00. Motion carried 7 to 0.
6. AWARDING BID - CAMERA AND TRAILER - Motion was made by Councilman Lawther and seconded by Councilman Richey to award the bid for the Camera and Trailer to Environmental Inc., low bidder, in the amount of \$58,766.00. Motion carried 7 to 0.
7. AWARDING BID - ABOVE GROUND FUEL TANKS FOR FIRE STATION # 3 - Motion was made by Councilman Lawther and seconded by Councilman Richey to award the bid for the above ground fuel tanks for Fire Station # 3 to Kal Industries, low bidder, in the amount of \$68,583.00. Motion carried 7 to 0.

8. CONSENT CALENDAR - Motion was made by Councilman Garrison and seconded by Councilman Harrison to approve the consent calendar as follows:
- a. Approval of minutes of regular meeting on February 19, 2008.
  - b. Approval of minutes of special meeting on February 26, 2008.
  - c. Approval of Quarterly Investment Report (October – December, 2007)
  - d. Authorization to seek bids for the Reconstruction of East San Augustine Street Project.
  - e. Authorization to seek bids for lease purchase financing for aerial fire truck.

Motion carried 7 to 0.

9. COMMENTS FROM THE AUDIENCE

- a. Sandra Gibbs, 3030 Village Lane, Deer Park, commented, "I appreciate your time and consideration on what I am going to discuss with you tonight. My son was involved in an accident on P Street in front of the Library recently. The police officer that came to the scene of the accident said that P Street is a two lane road, and that there are accidents at that location frequently, and that it is wide enough to be a four lane road. That made my son and I wonder why the City of Deer Park says it is a two lane road, but yet the Policeman and residents drive it as if it is a four lane road. My son and I decided to measure the width of X Street, San Augustine, and P Street in two different locations. We measured the streets between Center, Luella, and East Boulevard. All three streets are forty-three feet wide, and all three streets have houses facing the street with driveways entering the street. The only street visibly marked as four lanes from Center to East Boulevard is San Augustine. When the City opened P Street from Park Meadows to East Boulevard, it was visibly marked as a four lane road, yet no where have I found a sign stating to merge left or right because it is changing from a four lane to a two lane road from Park Meadows to Center Street. I have pictures showing policemen driving in the left lane on P Street. I witnessed a Policeman driving down P Street towards Center driving in the left lane, and they signal to move to the right lane. When they got to Center Street, they signaled right and turned right on Center. The Policeman was driving it as a four lane road. I live on Village Lane off of P Street, so I drive P Street frequently, and I drive it as a four lane road. I have pictures of other residents driving on P Street between Center Street and Luella driving as a four lane road. Very rarely do I ever see anyone driving on P Street as a two lane road, yet on occasion I have witnessed drivers tailgating people who were driving it as a two lane road trying to intimidate them into moving left or right. I have noticed that there are approximately eighteen 'no parking at anytime' signs on either side of P Street between Luella and Center. If P Street is a two lane road, each side would be twenty-one and one-half feet wide, so why is it a problem for people to park on the sides of the road? If there is to be, 'no parking at anytime' on P Street, then why would it be a problem for P Street to be a four lane road? I have pictures of the P Street and Center Street intersection, and there are sensors in the left lane and the right lane on P Street for the traffic signals. Why would there be one sensor if P Street was a two lane road at that intersection? I personally don't care if X Street or P Street is a two lane road or a

four lane road, but I do think that the City needs to address this issue for the Policeman and the residents that seem to be confused because of the lack of traffic signs, and drive the streets as four lane streets. I would like to ask you the question as City Council, do you agree that for the safety of Deer Park residents that X Street, P Street and even Luella need to be addressed as to whether they are two lanes or four lanes, and that traffic signs need to be placed on those streets accordingly?"

Mayor Riddle commented, "Thank you Mrs. Gibbs. There is a lot of confusion in these areas. We have an item on our workshop tonight, Item # 7, when we get to our workshop to address just that issue on Georgia, P Street and Luella, so if you would like to stay for that."

- b. Abe Drexler, 818 North Kaufman, Deer Park, commented, "Thank you for giving me this opportunity. This Saturday at 12:33 p.m., I called our finest Police Department. I asked them if they could do something about someone at 710 North Kaufman that continues to park in the yard on the weekends. I was informed by Hope, who was the dispatcher and I suppose that she had just spoken to the police officer, that the only time I could make a complaint, and have anything done about it was through the City. That the Police Department does not enforce City ordinances, and that I would have to call between nine and five Monday through Friday. That is fine. I am at work between 9 and 5 Monday through Friday, and the person is not parking in the yard between 9 and 5. They are doing it every weekend. The other thing is the Police Department, I feel, needs to be spoken to by the City Council and they need to be called upon to help enforce some of our ordinances. Is the speed limit an ordinance, or is it a law in Deer Park? There is a fine line there. If it is an ordinance, then the Police Department can enforce it per their own comments. I am trying to keep my street clean. I am trying to keep the neighborhood clean. I am not having a whole lot of luck. The ordinance that the City passed for parking in yards was weakened greatly when it was passed. There is a four hour time limit from the time they are turned in to the City, and someone shows up from the City for them to move. How long until they are given a ticket? How many times do they have to park in the yard before they are given a ticket? Every time that they are called down there? Also, the parking on the side at the same address. There is another person that parks just past the edge of the house on the side just enough that they are not breaking the new ordinance. That needs to be revisited. I am asking City Council, and I am charging City Council to revisit that ordinance. I feel it needs to be revisited. When that persons parks that big truck on the side, he drives over the water meter. I think if you look back in your records that the water meter at that house has been changed two or three times. I would like some questions answered on this. I don't know if the Police is going to give me some help keeping my neighborhood clean or what. Something needs to be done."

Mayor Riddle commented, "We will refer that to the proper department, and see if we can't get some response for you."

Mr. Drexler commented, "I made several phone calls on Saturday to see if I could get some response, and I did get one response."

Mayor Riddle commented, "You did call me and I was out of town until very late. I did not think you would want me to call back that late."

10. CONSIDERATION OF AND ACTION ON A RESOLUTION APPROVING A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION IN THE AMOUNT OF \$69,999.97 TO CONDUCT A STEP TRAFFIC CONTROL SPEED ENFORCEMENT PROGRAM - Motion was made by Councilman Lawther and seconded by Councilman Barnes to approve Resolution No. 2008-02, captioned as follows:

A RESOLUTION AUTHORIZING AND APPROVING A GRANT APPLICATION AND AGREEMENT BETWEEN THE CITY OF DEER PARK, TEXAS, AND THE STATE OF TEXAS DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION IN THE AMOUNT OF SIXTY-NINE THOUSAND NINE HUNDRED NINETY-NINE DOLLARS AND NINETY-SEVEN CENTS (\$69,999.97) TO CONDUCT A STEP TRAFFIC CONTROL SPEED ENFORCEMENT PROGRAM TO BE ADMINISTERED BY THE POLICE DEPARTMENT.

Mayor Riddle commented, "Council this was an item in the workshop for us to discuss before our Council meeting. Our Executive Session ran long and then the Joint Public Hearing ran longer, so is there any information that you would like to give to us that we missed in the workshop. Primarily, we wanted to give you an opportunity to ask any questions if you had any about the continuation of this program, and Ken Finley is here if you have any questions before taking final action on this."

Mayor Riddle commented. "This is just a continuation of what we have and I think it is a very good ongoing program ."

Motion carried 7 to 0.

11. MEETING RECESSED - Mayor Riddle recessed the regular meeting at 7:54 p.m. to reconvene the workshop.
12. MEETING RECONVENED - Mayor Riddle reconvened the regular meeting at 8:25 p.m.
13. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPROVING A PARTICIPATION AGREEMENT WITH UNDERWOOD INDUSTRIAL DEVELOPMENT ON THE PAVING OF SAN AUGUSTINE STREET - Motion was made by Councilman Lawther and seconded by Councilman Barnes to adopt on first and final reading Ordinance No. 3193, captioned as follows:

AN ORDINANCE APPROVING PARTICIPATION DEVELOPMENT PROGRAM AGREEMENT BETWEEN THE CITY OF DEER PARK, TEXAS AND UNDERWOOD 23, LP AND JACK SIOUKAS AND LILLIAN SIOUKAS, AS TRUSTEES OF THE JACK A. SIOUKAS REVOCABLE TRUST TO EXTEND SAN AUGUSTINE STREET 893 LINEAR FEET AND A WATER LINE 1,125 LINEAR FEET AND TO PROVIDE FOR REIMBURSEMENT TO UNDERWOOD 23, LP AND JACK SIOUKAS AND LILLIAN SIOUKAS, AS TRUSTEES OF THE JACK A. SIOUKAS REVOCABLE TRUST FROM BENEFITING ADJACENT PROPERTY OWNERS AS THE OWNERS UTILIZE THE EXTENDED STREET AND WATER LINE; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

14. CONSIDERATION OF AND ACTION ON ENTERING INTO AN AGREEMENT WITH DEERWOOD CIRCLE, LLC AND J. A. MILLS & SON, CONTRACTORS, INC. FOR DRAINAGE ALTERATIONS TO THE BATTLEGROUND GOLF COURSE - Motion was made by Councilman Garrison and seconded by Councilman Lawther to postpone action on this item until the March 6, 2008 special meeting. Motion carried 7 to 0.

15. CONSIDERATION OF AND ACTION ON AN ORDINANCE CALLING A PUBLIC HEARING CONCERNING THE SUBSTANDARD BUILDING, STRUCTURE OR PREMISE LOCATED AT 2105 KINGSDALE - Motion was made by Councilman Lawther and seconded by Councilwoman Stockstill-Cobb to adopt on first and final reading Ordinance No. 3194, captioned as follows:

AN ORDINANCE CALLING A PUBLIC HEARING ON APRIL 1, 2008 AT 7:00 P.M. CONCERNING A CERTAIN DILAPIDATED OR SUBSTANDARD BUILDING AND/OR STRUCTURE; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

16. CONSIDERATION OF AND ACTION ON AN ORDINANCE APPROVING INDUSTRIAL DISTRICT CONTRACTS - Motion was made by Councilman Lawther and seconded by Councilwoman Stockstill-Cobb to adopt on first and final reading Ordinance No. 3195, captioned as follows:

AN ORDINANCE APPROVING CERTAIN INDUSTRIAL DISTRICT AGREEMENTS; PROVIDING FOR EXECUTION; PROVIDING SEVERABILITY; AND DECLARING AN EMERGENCY.

Motion carried 7 to 0.

17. COMMENTS FROM COUNCIL

Councilman Barnes commented, "Election results right now are: for the democratic side 63.01% for O'bama, and 36% for Clinton; for U S Congressman: Talton at 28.3%, Gibbs at 29.76, and Manlove at 19.6%; JP race for republicans: Resinger 30.27%, Beasley at 31.11%, and Williamson at 38.62%. Statewide for democrats: for President O'bama, at 51% and Clinton at 46%. In Ohio 60% Clinton, and 38% O'bama for early voting."

18. ADJOURNMENT - Mayor Riddle adjourned the meeting at 8:35 p.m.

ATTEST:

APPROVED:

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Sandra Watkins, TRMC, CMC  
City Secretary

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Wayne Riddle  
Mayor